IOWA STATE BAR ASSOCIATION
Official Form No. 27A. (Short Form) (Trade-Mark Registered, State of Iowa, 1957)

FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

COMPARED

FILED NO. 735
BOOK 29 PAGE 9
1970 JUN -5 PM 1:32
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
1 pg
Fee $1.50

AFFIDAVIT OF POSSESSION

TO WHOM IT MAY CONCERN:

STATE OF IOWA
MADISON COUNTY } ss.

The undersigned first being duly sworn (or affirmed) upon oath deposes and states: that Elsie Howe REED Miller, widow and single, is now the record titleholder of the following described real estate, to-wit:

The South Half of the Southeast Quarter of Section 11, Township 74 North, Range 26 West of the 5th P.M., except a cemetery tract consisting of 1.5 acres, more or less, situated in the Southeast corner thereof; which real estate is also described as The South Half of the Southeast Quarter of Section Eleven, Township Seventy-four North Range Twenty-six West of the 5th P.M., Madison County, Iowa, except the South 9½ rods of the East 25.92 rods thereof., which title is subject to Contract of Sale to Jerry D. Clarke and Charlotte D. Clarke as joint tenants, dated July 30, 1969 and recorded August 5, 1969 at Book 98, page 25, Madison County, Iowa Recorder.

That said Jerry D. Clarke and Charlotte D. Clarke are now in complete actual and sole possession of all of said real estate except as may be herein stated. That this affidavit is made from the personal knowledge of the undersigned who is familiar with said real estate, its titleholders and its parties in possession; and is for the purpose of confirming title to the above described real estate under the provisions of Section 614.17 I.C.A., and other statutes relative thereto.

Words and phrases herein, including jurat and marginal entry hereof, shall be construed as in the singular or plural number, and as masculine, feminine or neuter gender, according to the context.

Dated this 28 day of April, 19 70

Elsie Howe Miller
Elsie Howe Miller 28 Affiant

Subscribed in my presence and sworn to (or affirmed) before me by the said affiant this 28 day of April, 19 70.

MARTHA K. PATON NOTARIAL SEAL

Martha K Paton
MARTHA K. PATON, Winterset, Iowa, Notary Public in and for said County

● POWER OF ATTORNEY

The undersigned, owner in possession of said property as above stated, hereby directs that this affidavit be filed of record and hereby appoints the County Recorder of the County wherein said land is situated as the authorized attorney in fact to file same.

Jerry D. Clarke
Jerry D. Clarke

Charlotte D. Clarke
Charlotte D. Clarke, Owner in Possession

If the Power of Attorney is granted by a Corporation attach corporate acknowledgment (Official Form No. 18).

Please type or print names under signatures as per Sec. 335.2 as amended

STATE OF IOWA, MADISON COUNTY, ss:

R. Y. TAYLOR NOTARIAL SEAL

On this 20th day of May, 19 &), before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared Jerry D. Clarke & Charlotte D. Clarke, to me known to be the identical person named in and who executed the within and foregoing instrument, and acknowledged that he executed the same as his voluntary act and deed.

R.Y. Taylor.
R.Y. Taylor, Notary Public in and for said County

● The use of the Power of Attorney with acknowledgment is optional and may be omitted if the affidavit is filed by the owner in possession as named in the affidavit.

MARGINAL ENTRY

STATE OF IOWA, COUNTY OF Madison, ss:

The undersigned Recorder in and for said County in the State aforesaid, hereby certifies that the foregoing affidavit was filed in the said Recorder's Office by the owner in possession as named in said affidavit or by his attorney in fact as shown by the records; and duly recorded and entered on the records thereon on the 5 day of June, 19 70.

Mary E. Welty
Recorder.

MISC. RECORD 29, Page 9

Authority: Tindell v. Hanes
248 Iowa 742 (1957)
58 NW(2d) 119.